

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

RODNEY MILES,

Plaintiff,

CIVIL ACTION NO. 04-CV-74147-DT

vs.

DISTRICT JUDGE AVERN COHN

AUDBERTO ANTONINI,  
et. al.,

MAGISTRATE JUDGE MONA K. MAJZOUB

Defendants.

\_\_\_\_\_/

**ORDER DENYING AS MOOT PLAINTIFF'S MOTION FOR REPLY  
FOR SERVICE (DOCKET # 17) AND MOTION SEEKING GUIDANCE  
FROM THE COURT (DOCKET # 24)**

Plaintiff was allowed to proceed *in forma pauperis* and filed the instant complaint on October 27, 2004 pursuant to 42 U.S.C. § 1983. Before the Court is Plaintiff's Motion for Reply for Service and Motion Seeking Guidance From the Court. Basically, Plaintiff is asking the Court to instruct him on how to serve the remaining unserved defendants in the instant case. On July 13, 2005, the undersigned issued an Order Granting in Part and Denying in Part Plaintiff's Motion to Direct Service and Order to Show Cause as to Why Defendants Antonini, Steele, and Russ Should Not Be Dismissed Pursuant to Fed. R. Civ. P. 4(m). On the same date, the undersigned issued a separate Order directing the U.S. Marshal to serve Defendant Mishra. The Court's recent Order to Show Cause, dated July 13, 2005, indicates that Plaintiff must provide alternate addresses in order for the U.S. Marshal to serve Defendants Antonini, Steele, and Russ. In light of the Court's recent Orders, Plaintiff's Motion for Reply for Service and Motion Seeking Guidance From the Court is **DENIED** as moot.

**IT IS SO ORDERED.**

Pursuant to Fed. R. Civ. P. 72(a), the parties have a period of ten days from the date of this Order within which to file any written appeal to the District Judge as may be permissible under 28 U.S.C. 636(b)(1).

Dated: July 26, 2005

s/ Mona K. Majzoub  
MONA K. MAJZOUB  
UNITED STATES MAGISTRATE JUDGE

**Proof of Service**

I hereby certify that a copy of this Order was served upon Rodney Miles and Counsel of Record on this date.

Dated: July 26, 2005

s/ Lisa C. Bartlett  
Courtroom Deputy